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3  
4 BILL NO. Z-73-09-2/

5 ZONING ORDINANCE NO. Z-*last*

6 AN ORDINANCE amending the City of  
7 Fort Wayne Zoning Map No. EE2

8 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
9 FORT WAYNE, INDIANA:

10 SECTION 1: That the area described as follows is  
11 hereby designated a M1 district under the terms of Chapter 36,  
12 Municipal Codes of the City of Fort Wayne, Indiana, 1946, as  
13 amended by General Ordinance No. 2836 and amendments thereof,  
14 and the symbols of the City of Fort Wayne Zoning Map No. EE2  
15 referred to therein, established by Section 9, Article III of  
16 said Chapter as amended are hereby changed accordingly, to-wit:

17 All that part of Lot numbered thirty three (33)  
18 Hartman's Out Lots in the West one-half (1/2)  
19 of Section 9, Township 30 North, Range 12 East, in  
20 Allen County, Indiana, described as follows,  
21 to-wit:

22 Beginning at a point on the north line of the  
23 Covington Road, 302.0 feet east of the east  
24 line of Fillmore Street, thence east along the  
25 North line of the Covington Road 240.0 feet to  
26 the west line of the Indiana Service Corporation  
27 right-of-way, thence Northerly along the said  
28 west line of the Indiana Service Corporation  
29 right-of-way a distance of 290.65 feet to the  
30 center of the Junk Ditch; thence South and  
31 West with the meanderings of the Junk Ditch  
32 to a point 130 feet North of the North line  
33 of the Covington Road; thence South parallel  
34 to the east line of Fillmore Street 130 feet  
35 to the point of beginning.

SECTION 2: This ordinance shall be in full force  
and effect from and after its passage and approval by the  
Mayor and legal publication thereof.

30  
31 *John Stuchols*  
32 Councilman

33  
34 APPROVED AS TO FORM  
AND LEGALITY,

35 *Mad B. Ter*  
CITY ATTORNEY

Read the first time in full and on motion by Nuckols, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) ~~and Public Hearing to be held after due legal notice,~~ at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: 9-25-73

Charles W. Westerman  
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Talarico, and duly adopted, placed on its passage. Passed (LOST) by the following vote:

	AYES <u>0</u>	NAYS <u>9</u>	ABSTAINED _____	ABSENT _____	to-wit:
BURNS	_____	_____	_____	_____	_____
HINGA	_____	_____	_____	_____	_____
KRAUS	_____	_____	_____	_____	_____
MOSES	_____	_____	_____	_____	_____
NUCKOLS	_____	_____	_____	_____	_____
SCHMIDT, D.	_____	_____	_____	_____	_____
SCHMIDT, V.	_____	_____	_____	_____	_____
STIER	_____	_____	_____	_____	_____
TALARICO	_____	_____	_____	_____	_____

DATE: 10/26/73

Charles W. Westerman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_.

ATTEST: (SEAL)

Charles W. Westerman  
CITY CLERK

\_\_\_\_\_  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

Charles W. Westerman  
CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

\_\_\_\_\_  
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana on September 25, 1973, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-73-09-21; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and

WHEREAS, the City Plan Commission conducted a public hearing on such proposed Ordinance on November 19, 1973;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held November 26, 1973.

Certified and signed this  
27th day of November, 1973.

  
\_\_\_\_\_  
Gretchen Wiegel  
Secretary

12/18/23  
Held

Bill No. Z-73-09-21

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance  
amending the City of Fort Wayne Zoning Map No. EE2.

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance is CON PASS.

John Nuckols - Chairman

Vivian G. Schmidt - Vice-Chairman

William T. Hinga

Paul M. Burns

Donald J. Schmidt

John Nuckols  
Vivian G. Schmidt  
William T. Hinga  
Paul M. Burns  
Donald J. Schmidt

DATE 12-26-23 CONSIDERED IN  
CITY CLERK

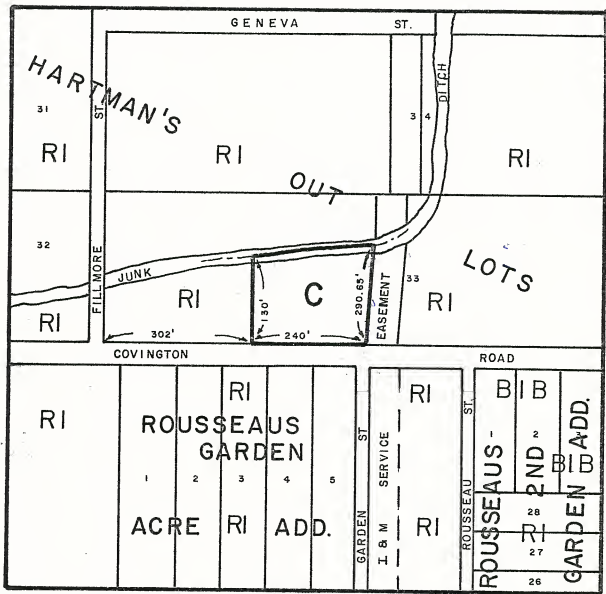
RECEIPT

Nº 219

GENERAL FUND

FT. WAYNE, IND., August 30 1973  
RECEIVED FROM M.D. Machine Shop \$ 50 00  
THE SUM OF Fifty <sup>100</sup> END DOLLARS  
ON ACCOUNT OF Rebate from R1-M-1  
3320 Corington Rd

N. Hartman  
AUTHORIZED SIGNATURE



C- CHANGE FROM RI TO MI

2- 73-09-21



PETITION FOR ZONING ORDINANCE AMENDMENT

Receipt No. \_\_\_\_\_

TO: COMMON COUNCIL OF THE  
CITY OF FORT WAYNE, INDIANA

Date Filed \_\_\_\_\_

Intended Use Machine Shop

X/We Montgomery Mills, George M. Berry and Mrs. Jacob Schwartz  
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/~~XX~~ R1 District to a/~~XX~~ M1 District the property described as follows:

All that part of Lot numbered thirty three (33) Hartman's Out Lots in the West one-half (1/2) of Section 9, Township 30 North, Range 12 East, in Allen County, Indiana, described as follows, to-wit:

Beginning at a point on the north line of the Covington Road, 302.0 feet east of the east line of Fillmore Street, thence east along the North line of the Covington Road 240.0 feet to the west line of the Indiana Service Corporation right-of-way, thence Northerly along the said west line of the Indiana Service Corporation right-of-way a distance of 290.65 feet to the center of the Junk Ditch; thence South and West with the meanderings of the Junk Ditch to a point 130 feet North of the North line of the Covington Road; thence South parallel to the east line of Fillmore Street 130 feet to the point of beginning  
(Legal Description)

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Montgomery Mills

3320 Covington Rd

Montgomery Mills

George M. Berry

2815 Freeman St

George M. Berry

Mrs. Jacob Schwartz

1255 Sunset Dr

Mrs. Jacob Schwartz

(Name)

(Address)

(Signature)

Legal Description Checked By: \_\_\_\_\_

(City Engineer)

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the Office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of ~~preparer~~, attorney ~~or agent~~:

Glen J. Beams  
(Name)

309 Standard Bldg.  
(Address)

422-7422  
(Telephone Number)

City Plan Commission, City-County Building, Room 800, One Main Street, Fort Wayne, Indiana 46802

Telephone Number 423-7571

PETITION FOR ZONING ORDINANCE AMENDMENT

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TO: COMMON COUNCIL OF THE  
CITY OF FORT WAYNE, INDIANA

Date Filed \_\_\_\_\_

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(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a ~~MX~~ RL District to a ~~MX~~ ML District the property described as follows:

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George M. Berry

2815 Freeman St George M. Berry

Mrs. Jacob Schwartz

1255 Summit St Mrs Jacob Schwartz

(Name)

(Address)

(Signature)

Legal Description Checked By: \_\_\_\_\_

(City Engineer)

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Name and address of ~~representative~~, attorney ~~or agent~~:

Glen J. Beams  
(Name)

309 Standard Bldg.  
(Address)

422-7422  
(Telephone Number)

City Plan Commission, City-County Building, Room 800, One Main Street,  
Fort Wayne, Indiana 46802 Telephone Number 423-7571



RECEIVED

NOV 16 1973

FORT WAYNE CITY  
PLAN COMMISSION

Page 1

P E T I T I O N   O F   R E M O N S T R A N C E

RE:   REZONING PETITION Z-73-09-21

TO:   CITY PLAN COMMISSION  
CITY-COUNTY BUILDING  
One Main Street  
Fort Wayne, Indiana

WE, THE UNDERSIGNED PROPERTY OWNERS WHO WILL BE  
AFFECTED BY THIS PROPOSED REZONING OF PART OF  
LOT # 33, HARTMAN'S OUT LOTS, LOCATED ON THE NORTH  
SIDE OF COVINGTON ROAD IN THE 3300 and 3400 BLOCKS  
THEREOF, HEREBY REMONSTRATE AGAINST PROPOSED  
REZONING TO M1 FROM R1 DUE TO DEVALUATION OF THE  
AREA NOW ENTIRELY RESIDENTIAL AND PRAY THAT THE  
PROPOSED REZONING BE DENIED:

<u>Rose V. Lahr</u>	<u>3405 Covington Rd.</u>
<u>Betty Buggard</u>	<u>3419 Covington Rd.</u>
<u>C. L. Bunn</u>	<u>3419 Covington Rd.</u>
<u>Arthur C. Thompson</u>	<u>3304 Covington Rd.</u>
<u>Carol L. Thompson</u>	<u>3304 Covington Rd.</u>
<u>Mrs Ruth Lecker</u>	<u>2618 Freeman St.</u>
<u>Edward C. Kuckberg</u>	<u>2502 Freeman St.</u>
<u>Lella M. Kuckberg</u>	<u>2502 Freeman St.</u>
<u>George &amp; Geneva Richard</u>	<u>2420 Freeman St.</u>
<u>Loretta Feuchter</u>	<u>3116 Covington Rd.</u>
<u>Ernest C. Leuchter</u>	<u>3116 Covington Rd.</u>
<u>Mary Jane Quigley</u>	<u>3306 Geneva</u>
<u>William Quigley</u>	<u>3306 Geneva</u>
<u>Agnes C. Harber</u>	<u>2921 Freeman St.</u>
<u>Charles D. Harber</u>	<u>2921 Freeman St.</u>
<u>Jerome A. Schman</u>	<u>2817 Freeman St.</u>
<u>George Boersch</u>	<u>2502 Mulligan Ave.</u>
<u>Niedred S. Meyer</u>	<u>1214 Home Ave.</u>
<u>Howard C. Meyer</u>	<u>1214 Home Ave.</u>

## P E T I T I O N   O F   R E M O N S T R A N C E

RE:   REZONING PETITION Z-73-09-21

To:   CITY PLAN COMMISSION  
       CITY-COUNTY BUILDING  
       One Main Street  
       Fort Wayne, Indiana

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 SIDE OF COVINGTON ROAD IN THE 3300 AND 3400 BLOCKS  
 THEREOF, HEREBY REMONSTRATE AGAINST PROPOSED  
 REZONING TO M1 FROM R1 DUE TO DEVALUATION OF THE  
 AREA NOW ENTIRELY RESIDENTIAL AND PRAY THAT THE  
 PROPOSED REZONING BE DENIED:

<u>Catherine &amp; Jim Butler</u>	<u>3200 Freeman</u>
<u>Charles E. Young</u>	<u>3486 Nuttman</u>
<u>Jane E. Young</u>	<u>3436 Nuttman</u>
<u>Nelson Hyde</u>	<u>3522 Nuttman</u>
<u>Mr. &amp; Mrs. Adam Fink, Jr.</u>	<u>2325 Elyetta</u>
<u>Bertha Riedel</u>	<u>3213 So. Fairfield Ave.</u>
<u>Mary Mulls</u>	<u>2430 Elyetta St.</u>
<u>Mrs. Mrs. Peter Helmer</u>	<u>2337 Elyetta St.</u>
<u>Rich E. Kammel</u>	<u>1405 Vermont Ave.</u>
<u>Mr. &amp; Mrs. Louis Ducky</u>	<u>2616 Stratman</u>
<u>Mr. Everett Hanshaw</u>	<u>2515 Freeman St.</u>
<u>Mrs. Leroy Oley</u>	<u>2423 Elyetta Ave.</u>
<u>Mathias Fink</u>	<u>2402 Elyetta Ave.</u>
<u>Steve Campbell</u>	<u>2422 Elyetta Ave.</u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>

DIGEST SHEET

3-73-09-21

TITLE OF ORDINANCE Zoning Map Amendment OrdinanceDEPARTMENT REQUESTING ORDINANCE City Plan CommissionSYNOPSIS OF ORDINANCE Preparation of a zoning map amendment OrdinancePetition initiated by property owners to rezone property located as follows:

A parcel of ground containing approximate 1.16 acre, more or less,  
generally located north of Covington Road, South of the Junk ditch, and  
west of the Indiana Service Corporation right-of-way.

From "R1" to "M1"

EFFECT OF PASSAGE Property is presently zoned for one family residential,  
this rezoning for a light industrial zone.

EFFECT OF NON-PASSAGE Property would remain residential

MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

ASSIGNED TO COMMITTEE (J.N.)

LEG

- wch